

PROPOSED AGENDA
PERSONNEL BOARD MEETING

October 10, 2014
9:30 a.m.

1. Call to Order
2. Reading of the Minutes of Regular Meeting held September 12, 2014
Minutes Signed
3. Executive Director and Secretary's Report
4. Report of the Personnel Cabinet
5. **Oral Arguments**
 - A. **Kevin Bailey v. Justice and Public Safety Cabinet (Juvenile Justice)**
(2014-030) (Request by Appellee)
 - B. **Ashley Lewis v. Cabinet for Health and Family Services (2014-058)**
(Request by Appellant)
 - C. **Todd McGuire v. Cabinet for Health and Family Services (2013-065)**
(Request by Appellant)
 - D. **Ronald Nunemaker v. Justice and Public Safety Cabinet (Corrections)**
(2013-262) (Request by Appellant)
6. **Motions**
7. **Investigations**
 - A. Anonymous Request for investigation of Kentucky Alcohol Beverage Control
-- Response by Public Protection Cabinet
8. **Closed Session**
9. **Open Session**

10. **Cases to be Decided**

- A. **Kevin Bailey v. Justice and Public Safety Cabinet (Juvenile Justice) (2014-030)** (3-day suspension – appeal sustained to the extent of changing 3-day suspension to 1-day)
--Appellee's Exceptions and Request for Oral Argument
--Appellant's Response to Exceptions
- B. **Ashley Lewis v. Cabinet for Health and Family Services (2014-058)** (Directed sick leave, retaliation – appeal dismissed)
--Appellant's Exceptions and Request for Oral Argument
--Appellee's Response to Exceptions
- C. **Todd McGuire v. Cabinet for Health and Family Services (2013-065)** (7-day suspension – appeal sustained to the extent of changing to a 2-day suspension)
--Appellant's Exceptions and Request for Oral Argument
--Appellee's Exceptions
- D. **Ronald Nunemaker v. Justice and Public Safety Cabinet (Corrections) (2013-262)** (3-day suspension, poor work performance – appeal dismissed)
--Appellant's Exceptions and Request for Oral Argument
- E. **Kimberly Rulo v. Personnel Cabinet (2013-285)** (Dismissal, workplace violence – appeal dismissed) (**Deferred from August and September**)
--Appellant's Exceptions and Request for Oral Argument
--Appellee's Exceptions and Request for Oral Argument
--Appellee's Response to Appellant's Exceptions
--Appellant's Response to Appellee's Exceptions
- H. **Robert Edwards v. Labor Cabinet (2014-053)** (Demotion – appeal dismissed, no jurisdiction)
--Appellant's Exceptions and Request for Oral Argument (returned as untimely)
- I. **Kimstance Johnson v. Justice and Public Safety Cabinet (Corrections) (2013-216)** (Directed sick leave, discrimination – appeal dismissed)
--Recommended Order after Remand (dismissing appeal)
--Appellant's Exceptions
--Appellee's Response to Exceptions
- J. **Bobby Lewis v. Transportation Cabinet (2013-241)** (3-day suspension – appeal dismissed, failure to attend hearing)
--Appellant's Exceptions
- K. **Claudia Jackson v. Cabinet for Health and Family Services (2014-041)** (Dismissal, poor work performance – appeal sustained, reinstatement)

- L. **Walter Rafferty v. Justice and Public Safety Cabinet (Corrections) (2013-081)** (3-day suspension, misconduct – appeal dismissed)
- M. **William Rawlings v. Justice and Public Safety Cabinet (Corrections) (2014-075)** (Probationary dismissal – appeal dismissed)

Show Cause Orders – No Response Filed – Appeals Dismissed

- N. Dana Ashburn v. Cabinet for Health and Family Services
- O. Mary Durrett v. Justice and Public Safety Cabinet (Corrections)
- P. Hope Luney v. Cabinet for Health and Family Services

11. **Withdrawals**

- A. Steven W. Green v. Transportation Cabinet
- B. Danny LeMarr v. Justice and Public Safety Cabinet (Juvenile Justice)
- C. Charles Lovett v. Cabinet for Health and Family Services and Personnel Cabinet
- D. Fifi Mboma v. Department of Veterans' Affairs
- E. Randall Murray v. Finance and Administration Cabinet

12. **Settlements**

- A. John Hughes, Jr. v. Finance and Administration Cabinet

13. **Other**

- A. Guidelines for Settlements
- B. Election of Officers